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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

THOMAS G. WEAVER, M.D.,
RESPONDENT

FINAL DECISION AND ORDER
LS9907301MED

Division of Enforcement Case No. 99 MED 030

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Thomas G. Weaver, M.D.
1500 Northway Dr.
St. Cloud, MN 56303

Medical Examining Board
PO Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
PO Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Thomas G. Weaver, M.D. (DOB 02/18/47) is duly licensed to practice medicine and surgery in the state of Wisconsin (license #21186). This license was first granted on August 17, 1977.
2. Dr. Weaver's most recent address on file with the Wisconsin Medical Examining Board is 1500 Northway Dr., St. Cloud, MN 56303.
3. On January 12, 1998, the Minnesota Board of Medical Practice (hereinafter "Minnesota Board") issued an order which indefinitely suspended the license of Dr. Weaver to practice medicine in Minnesota. The factual basis for the imposition of the limitation involved, among other things, illegally prescribing narcotic drugs for detoxification treatment and conduct of a sexual nature with patients. A true and correct copy of the Minnesota Board's Stipulation and Order is attached to this document as Exhibit A. Exhibit A is incorporated into this document by reference.
4. On September 22, 1998, the New York State Department of Health State Board for Professional Medical Conduct (hereinafter "New York Board") issued an order for the surrender of the license of Dr. Weaver to practice medicine in New York. This order was based on the Order issued by Minnesota (Exhibit A). A true and correct copy of the New York Board's Stipulation and Order is attached to this document as Exhibit B. Exhibit B is incorporated into this document by reference.
5. In resolution of this matter, Dr. Weaver consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction to act in this matter, pursuant to sec. 448.02(3), Stats. and is authorized to enter into the attached Stipulation and Order, pursuant to sec. 448.02(5), Stats.
2. The conduct described in paragraphs 3 and 4, above, constitutes a violation of Wisconsin Administrative Code § Med 10.02(2)(q).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that

1. The license of Thomas G. Weaver (license #21186) to practice medicine and surgery in the State of Wisconsin **SUSPENDED** for an INDEFINITE PERIOD OF TIME.

IT IS FURTHER ORDERED that

2. Dr. Weaver may petition the Board for permission to practice under Wisconsin licensure at any time following the effective date of this Order. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of Wis. Stats. §§227.01(3) and 227.42.

a. In conjunction with a petition by Dr. Weaver, the Board shall require current documentation of the status of Dr. Weaver's compliance with the terms and conditions imposed against practice of medicine in Minnesota.

b. In the exercise of its discretion, the Board in addition may require a personal appearance by Dr. Weaver to answer questions in conjunction with his petition. The Board may in addition require the Respondent to undergo and may consider the results of one or more physical, mental or professional competency examinations if the Board believes that the results of any such examinations may be useful to the Board.

c. Upon its completion of review of a petition under this Order, the Board may in its discretion impose such terms and conditions upon Dr. Weaver's license as the Board finds appropriate to protect patient and public health, safety and welfare

3. Violation of any of the terms of this Order or the conditions imposed as a result of this Order shall be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Dr. Weaver's license.

4. This Order shall become effective on the date of its signing.

MEDICAL EXAMINING BOARD

By

Ronald Grssman, M.D.

A Member of the Board

October 20, 1999

Date